

GARY R. WHITMAN  
February 9, 2010

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE SOUTHERN DISTRICT OF INDIANA  
3 INDIANAPOLIS DIVISION

4

5 - - -

6 NICHOLAS A. GREEN : CIVIL ACTION  
7 :  
8 :  
9 VS. :  
10 :  
11 : Cause No.  
12 FORD MOTOR COMPANY : 1:08-CV-0163-LJM-TAB  
13 - - -

14

15 ORAL DEPOSITION OF GARY R. WHITMAN  
16

17

February 9, 2010

18

19 - - -

20

21

22

23

24

25

GARY R. WHITMAN  
February 9, 2010

1 BY MR. SCHIFERL:

2 Q. I've marked as Exhibit 2 -- what is the  
3 item I marked as Exhibit 2?

4 A. I'm sorry?

5 Q. What is the item I've marked as Exhibit  
6 2?

7 A. This is my Curriculum Vitae.

8 Q. Sir, I know a lot of your background  
9 and all this, but let me ask, have you ever  
10 participated as the designer of automotive  
11 components that are incorporated in motor vehicles  
12 sold to the motor vehicle public in the United  
13 States?

14 A. By the motor vehicle public, are you  
15 excluding Army and soldiers?

16 Q. I'm talking about vehicles that you or  
17 I or anyone on the jury could go to a car lot and  
18 purchase?

19 A. I would say no.

20 My participation in the design  
21 of components has been for the Army, as far as  
22 ground vehicles are concerned.

23 Q. The work that you indicated as  
24 specialized area, there are ten listed here.

25 Let me ask, do you intend, in

GARY R. WHITMAN  
February 9, 2010

1           A. I did.

2           Q. I don't want to put words in your  
3 mouth, but you generally tend to provide testimony  
4 in that area, as opposed to the testimony you just  
5 described you understand Dr. Shanahan to be  
6 providing?

7           A. Well, I'm going to talk about the  
8 kinematics, as I said, in terms of the general  
9 kinematics as to what you expect to see in  
10 rollover crashes based upon the type of restraint  
11 and the design that we have here and the testing  
12 that's been conducted on restraint systems.

13           Dr. Shanahan, I think, will be  
14 more case specific, in how those kinematics  
15 resulted in the injuries that Mr. Green sustained.

16           Q. Next you list down here, a specialized  
17 area of, quote, human subject crash testing, end  
18 quote.

19           First of all, what do you mean  
20 by that?

21           A. Well, human subject crash testing would  
22 be testing conducted with human subjects or  
23 surrogates.

24           Q. Did you conduct any such testing,  
25 yourself, in this case?

GARY R. WHITMAN  
February 9, 2010

1           A. No, I did not.

2           Q. Do you intend to offer any opinions  
3 about that matter in this case?

4           A. In regards to the testing that was  
5 conducted by Mr. Scott and Mr. Cooper, yes, I will  
6 be discussing that testing, but that's not testing  
7 that I was involved in conducting.

8           Q. Let me lay something perhaps to rest  
9 right away.

10                  Have you read Mr. Cooper's  
11 deposition?

12           A. No, I have not.

13           Q. You've indicated -- you said the  
14 testing conducted by Mr. Cooper. I'll represent  
15 to you that I took his deposition and in his  
16 deposition he indicated he did no testing. That  
17 he was present when testing was done, but  
18 conducted no testing himself.

19                  Were you aware of that?

20           A. I'm not aware of the exact role of  
21 Mr. Cooper versus Mr. Scott or anyone else that  
22 did the testing.

23                  I know they were both there.

24 I'm assuming that they both had some participation  
25 but what that exact participation was, I don't